

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

Miyano Machinery USA Inc.,)	
)	
Plaintiff)	
)	Civil Action No. 08 C 526
v.)	
)	Hon. Virginia Kendall
MiyanoHitec Machinery, Inc.,)	
Thomas ("Tom") Miyano, a/k/a)	Magistrate Judge Nolan
Toshiharu Miyano and)	
Steven Miyano, a/k/a Shigemori)	
Miyano,)	
)	<u>JURY TRIAL DEMANDED</u>
Defendants)	

EXHIBIT LIST

- Exhibit 1. U.S. Trademark Registration Certificate for "MIYANO," Registration No. 3,328,718
- Exhibit 2. U.S. Trademark Registration Certificate for stylized "MIYANO," Registration No. 1,527,809
- Exhibit 3. U.S. Trademark Registration Certificate for "M MIYANO," Registration No. 1,217,317
- Exhibit 4. U.S. Service Mark Application for "M MIYANO," Application Serial No. 77/176,918
- Exhibit 5. U.S. Trademark Registration Certificate for "MIYANO THE WORLD LEADER IN PRECISION," Registration No. 1,473,925
- Exhibit 6. An Article entitled "Auto Industry Supplier M&S Manufacturing Company Closing," from the *Asia Pulse*
- Exhibit 7. A Printout from eBay.com
- Exhibit 8. An Advertisement and Offer for Sale by R.T. Machinery Sales, Inc.

- Exhibit 9. Pictures of an Invoice, Check, Envelope, Binders and Shirt, Which Display the Triangle Winged M Mark
- Exhibit 10. An Article from *U.S. News and World Report*
- Exhibit 11. A Third-Party Advertisement in *Today's Machining World*
- Exhibit 12. An Advertisement for Machine Tools by Miyano USA in *Today's Machining World*
- Exhibit 13. A Printout of Miyano USA's Website at www.miyano-usa.com
- Exhibit 14. A Printout of a website entitled "IMTS Fact Sheet"
- Exhibit 15. A Picture of a White Folder Displaying the Triangle Winged M Mark
- Exhibit 16. Miyano USA's Brochure for the 1986 IMTS
- Exhibit 17. Defendants' Flyer, entitled "The company background of MIYANOHITEC MACHINERY, INC."
- Exhibit 18. An Article entitled, "A Home with a Concert Hall MiyanoHITEC Machinery, Tom Miyano," from *The Chicago Shimpo: (Chicago Japanese American News)*
- Exhibit 19. Corporate Documents Filed by Defendants With the Illinois Secretary of State
- Exhibit 20. A Printout of Defendants' Website, Printed on March 30, 2007
- Exhibit 21. A Cease-and-desist Letter from Miyano USA, Dated March 30, 2007
- Exhibit 22. Screen Captures of Defendants' Website
- Exhibit 23. A Screen Capture of Defendants' Website
- Exhibit 24. A Screen Capture of Defendants' Website
- Exhibit 25. A Printout of Defendants' Website, Printed on January 30, 2008
- Exhibit 26. A Printout of Defendants' Website, Printed on January 30, 2008
- Exhibit 27. Screen Capture of Defendants' Website
- Exhibit 28. Exhibitor Listing for IMTS 2008 (the listings for plaintiff and defendants appear on page 12)
- Exhibit 29. Floor Map for IMTS 2008
- Exhibit 30. A Printout of Defendants' Exhibitor Page for IMTS 2008
- Exhibit 31. Petition for Cancellation of the Triangle Winged M Trademark
- Exhibit 32. Motion to Dismiss the Petition for Cancellation of the Triangle Winged M Mark

- Exhibit 33. Motion of Petitioners for Leave to File, *Instante*, Amended Petition for Cancellation
- Exhibit 34. Petition for Cancellation of the MIYANO trademark
- Exhibit 35. U.S. Trademark Registration Certificate for “MIYANO,” Registration No. 1,529,343
- Exhibit 36. Application for Registration of the Stylized MIYANO Trademark, Letter to the Commissioner of Patents (Dated August 8, 1988), Combined Declaration under Sections 8 and 15, and Attachments Thereof
- Exhibit 37. Application for Registration of the MIYANO THE WORLD LEADER IN PRECISION Trademark and Combined Declaration under Sections 8 and 15, and Attachments Thereof
- Exhibit 38. Application for Registration of the MIYANO Trademark, Letter to the Commissioner of Patents (Dated August 8, 1988), and Attachments Thereof
- Exhibit 39. Notice of Opposition of the Triangle Winged M Service Mark
- Exhibit 40. Invoice for Services, Which Displays the Triangle Winged M Mark
- Exhibit 41. Application for Registration of the MIYANO Trademark, Application No. 77/111,956